IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION M NO.101 OF 2005
IN
FAMILY COURT APPEAL **NO.26 OF 200**5

Mrs Bharati @ Smita Sunil Mutha, Applicant
Vs
Mr Sunil Nandlal Mutha, .. Respondent
Ms Sandhya O.Sharma,for the applicant.
Ms Seema Sarnaik, for the respondent.

CORAM : S.B.MHASE &
D.B.BHOSALE, JJ.
DATE : April 19, 2005.

P.C.

1. Heard both sides.

2. We have perused the order dated 15.3.2005. We have noticed that consistently from the delay condonation application to the date of admission of the matter, the advocate for the applicant remained absent. In fact, it is not a fault of the applicant-wife but it is a fault of the advocate. The Advocate conceded that she is ready to deposit cost and showed her willingness to pay cost of Rs.750/-. Therefore, this civil application is allowed subject to payment of cost of Rs.750/-. Cost to be paid to the Kirtikar Library. The matter is restored to file. Office is directed to list the matter for admission. The civil application is disposed of.

(D.B.Bhosale, J.) **(S.B.MHASE, J.)**

/rrt/db-05/cam101-05